

CHAPTER 12  
INTERSTATE NATURAL GAS PIPELINES  
AND UNDERGROUND STORAGE

**199—12.1(479A) Definitions.** Terms not otherwise defined shall be understood to have their usual meaning. Technical terms not defined shall be as defined by the U.S. Department of Transportation, Office of Pipeline Safety.

“*Board*” shall mean the Iowa state utilities board.

“*Construction*” shall mean the placement or replacement of pipe in the earth, excluding maintenance, repair, or emergency work affecting only short sections of a company’s pipeline facilities.

“*Pipeline*” shall mean any pipe, pipes, or pipelines and appurtenances thereto used for the transportation of natural gas in interstate commerce within or through this state.

“*Pipeline company*” shall mean a person engaged in or organized for the purpose of owning, operating, or controlling pipelines used for the interstate transportation of natural gas.

“*Underground storage*” shall mean the storage of natural gas in a subsurface stratum or formation of the earth by a pipeline company.

**199—12.2(479A) Inspections.** The board or its representatives shall from time to time inspect the construction, maintenance, and operation of pipelines or underground storage facilities and equipment in the state of Iowa to determine if the same are unsafe or dangerous and whether they comply with the applicable standards of pipeline safety. The inspections will be made in the board’s capacity as an interstate agent for the U.S. Department of Transportation.

**199—12.3(479A) Notice prior to construction.** As soon as is practical, but not less than five business days prior to initiation of construction of a pipeline, the pipeline company shall file the following information with the board:

**12.3(1)** The name and address of the pipeline company and the identity and telephone number of a person within the company who can be contacted for information on the project.

**12.3(2)** A general statement of the purpose and nature of the project and how construction will be conducted, including land restoration activities under Iowa Code section 479A.14.

**12.3(3)** A map showing the proposed route of the pipeline to a scale not less than one inch per mile.

**12.3(4)** Technical specifications for the project, including information on the length, size and type of pipe involved, intended operating pressure and pressure test methods, and pressure ratings of pipeline facilities other than pipe.

**12.3(5)** A copy of the order from the Federal Energy Regulatory Commission authorizing construction. If such authority was not obtained, a statement which includes the legal basis for proceeding to construct without Federal Energy Regulatory Commission authorization shall be filed.

**12.3(6)** A statement as to how damages resulting from construction of the pipeline will be determined and paid, including the type of damages which will be compensated, how the amount of damages will be determined, the procedures by which disputes may be resolved, and the manner of payment. In lieu of filing with each project, a permanent copy may be placed on file with the board.

**12.3(7)** Satisfactory attested proof of solvency and financial ability to pay damages in the sum of \$250,000 or more; or surety bond satisfactory to this board in the penal sum of \$250,000 with surety approved by this board, conditioned that the petitioner will pay any and all damages legally recovered against it growing out of the operation of its pipeline or gas storage facilities in the state of Iowa; security satisfactory to this board as a guarantee for the payment of damages in the sum of \$250,000; or satisfactory proofs that the company has property subject to execution within this state, other than pipelines, of a value in excess of \$250,000.

**12.3(8)** A statement that the necessary arrangements have been made with the affected counties for inspection of land restoration activities as provided for in Iowa Code section 479A.14 and 199 IAC 9.

**12.3(9)** If the pipeline construction project involves placing a subsequent pipeline on existing easements, a statement as to whether the line will be built on any easements with unsettled damage claims remaining from previous construction and, if such claims exist, identifying the claimants, the location of the property, and status of efforts to resolve the claims.

**199—12.4(479A) Maps and records.** Pipeline companies shall maintain on file with the board current and accurate maps of their pipeline facilities. Any substantive changes, including pipe additions, relocations, or removal from service, shall be promptly reported to the board by filing updated maps and a written description of the length and size of the pipe involved.

**199—12.5(479A) Fees and expenses.**

**12.5(1) *Construction inspection.*** The pipeline company shall reimburse the board for the actual unrecovered expenses directly incurred from inspection of pipeline construction conducted by the board or the board's designee.

Any moneys collected by the board from other sources for chargeable activities will be deducted from billings for actual expenses submitted to the pipeline company.

**12.5(2) *Annual inspection fee.*** A pipeline company shall pay an annual inspection fee of 50 cents per mile of pipeline or fraction thereof for each inch of diameter of the pipeline located in the state of Iowa. The fee shall be paid for the calendar year in advance between January 1 and February 1 of each year. When new pipeline subject to the fee is installed, the fee shall be paid beginning the following calendar year. Pipeline removed from service shall remain subject to the fee until the calendar year following the year the board is notified of the removal from service in accordance with 199 IAC 12.4(479A).

**199—12.6(479A) Incident reporting.** Whenever a telephone notice or written report concerning a pipeline incident is made to the U.S. Department of Transportation, the board shall also receive telephone notice. A copy of written incident reports and safety-related condition reports shall be provided to the board.

**199—12.7(479A) Land restoration.** Pipelines shall be constructed in compliance with 199 IAC 9, "Protection of Underground Improvements and Soil Conservation Structures and Restoration of Agricultural Lands After Pipeline Construction."

These rules are intended to implement Iowa Code chapter 479A.

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CHAPTERS 13 and 14

Reserved